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19 Financial, LLC, d/b/a Shellpoint Mortgage
20 Servicing*

21 **UNITED STATES DISTRICT COURT**

22 **DISTRICT OF NEVADA**

23 COLLEGIUM FUND LLC SERIES #31, a
24 Nevada limited liability company,

25 Case No. 2:22-cv-00678-RFB-BNW

26 Plaintiff,

27 **STIPULATION AND ORDER FOR
28 EXTENSION OF TIME TO RESPOND TO
COMPLAINT**

29 **(THIRD REQUEST)**

30 v.
31 NEWREZ LLC F/K/A NEW PENN
32 FINANCIAL, LLC, D/B/A SHELLPOINT
33 MORTGAGE SERVICING; QUALITY LOAN
34 SERVICE CORPORATION; DOE individuals I
35 through XX; and ROE CORPORATIONS I
36 through XX,

37 Defendants.

38 Plaintiff Collegium Fund LLC Series #31, and Defendant NewRez LLC f/k/a New Penn
39 Financial, LLC, d/b/a Shellpoint Mortgage Servicing, hereby stipulate and agree that Shellpoint shall
40 have an additional forty-five (45) days, up to and including **August 1, 2022**, to file its response to
41 the plaintiff's complaint, which is currently due on June 15, 2022. The complaint was filed in state
42 court on March 16, 2022, and the parties entered into an agreement on April 18, 2022, to extend
43 Shellpoint's time to respond to the complaint until May 16, 2022. The case was removed to federal
44 court on April 26, 2022.

1 court on April 25, 2022, and the parties entered into a second agreement on May 12, 2022, to extend
 2 Shellpoint's time to respond to the complaint until June 15, 2022.

3 Good cause exists to grant the requested extension. The parties continue to explore
 4 settlement in good faith. The parties' settlement discussions have taken more time than initially
 5 anticipated, due in part to a family medical situation of Collegium's counsel that requires significant
 6 time and attention. Additionally, the foreclosure sale is currently scheduled for July 22, 2022, and
 7 while the parties are exploring settlement in good faith at this time, the parties will likely litigate a
 8 preliminary injunction motion in the event that they do not settle. Further, if Shellpoint proceeds to
 9 foreclose under the deed of trust, Collegium may seek to amend its complaint.

10 This is the parties' third request for an extension of this deadline, and is not intended to cause
 11 any delay or prejudice to any party.

12 DATED this 15th day of June, 2022.

<p>13 AKERMAN LLP</p> <p>14 <u>/s/ Paige L. Magaster</u></p> <p>15 ARIEL E. STERN, ESQ. Nevada Bar No. 8276</p> <p>16 NATALIE L. WINSLOW, ESQ. Nevada Bar No. 12125</p> <p>17 PAIGE L. MAGASTER, ESQ. Nevada Bar No. 15557</p> <p>18 1635 Village Center Circle, Suite 200 Las Vegas, Nevada 89134</p> <p>19</p> <p>20 Attorneys for NewRez LLC f/k/a New Penn Financial, LLC, d/b/a Shellpoint Mortgage Servicing</p>	<p>21 CLARK NEWBERRY LAW FIRM</p> <p>22 <u>/s/ Aimee Clark Newberry</u></p> <p>23 AIMEE CLARK NEWBERRY, ESQ. Nevada Bar No. 11084</p> <p>24 410 S. Rampart Boulevard, Suite 390 Las Vegas, NV 89145</p> <p>25</p> <p>26 <i>Attorney for Collegium Fund LLC Series #31</i></p>
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27 **IT IS SO ORDERED.**

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29 United States Magistrate Judge

30 **DATED:** June 16, 2022